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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

NOEMEE GABISAN, on behalf of herself, and on behalf of all persons similarly situated,

Plaintiff,

v.

PELICAN PRODUCTS, INC.; and Does 1 to 10,

Defendant.

Case No. 08 CV 1361 JM (NLS)

(The Honorable Jeffrey T. Miller, Courtroom 16)

JOINT STIPULATED MOTION REGARDING EXTENSION OF TIME TO ANSWER COMPLAINT

Trial Date: None

WHEREAS, Plaintiff Noemee Gabisan served Defendant Pelican Products, Inc. ("Pelican") with the Complaint in this matter on August 11, 2008;

WHEREAS, Pelican's Answer normally would be due 20 days from the date of service, which is September 2, 2008, because of an intervening weekend and holiday;

WHEREAS, Pelican will need additional time to investigate fully, and be able to respond adequately to, the allegations in the Complaint;

WHEREAS, the parties also have agreed to engage in limited informal discovery and to discuss possible early resolution of this matter during the time period before the Answer is due;

WHEREAS, an extension of time to Answer may avoid requiring Pelican to expend potentially unnecessary resources at this time;

WHEREAS, the parties have agreed to extend Pelican's time to Answer by 45 days, to October 17, 2008;

NOW, WHEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

Defendant Pelican's time to file an Answer is extended to and including October 17, 2008.

DATED: August 19, 2008

BLUMENTHAL & NORDREHAUG

By: s/Norman B. Blumenthal
Norman B. Blumenthal
Attorneys for Plaintiff
NOEMEE GABISAN

DATED: August 19, 2008

PELICAN PRODUCTS, INC.

By: s/ Jacqueline Romano
Jacqueline Romano
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PELICAN PRODUCTS, INC.